

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION**

FILED BY JE D.C.

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SMURFIT-STONE CONTAINER,)
CORP.,)

Plaintiff,)

v.)

HART'S MANUFACTURING CO., INC.)
d/b/a HART FURNITURE)

Defendants.)

Case No. 2:05CV2433-JPM

THOMAS M. GOULD
U.S. DISTRICT COURT
W/D OF TN, MEMPHIS

ORDER GRANTING REQUEST FOR ENTRY OF DEFAULT

Upon the Motion for Entry of Default, entered on August 9, 2005, entry of **DEFAULT** IS **HEREBY GRANTED** against the defendant, Hart's Manufacturing Co. Inc. pursuant to FRCP 55(a).

On August 8, 2005, this Court filed the summons returned executed to Hart's Manufacturing, Co. Inc. as executed on June 16, 2005. Defendant had twenty days within which to answer or otherwise plead. Defendant Hart's Manufacturing Co. Inc. has failed to plead or otherwise defend as provided by the Federal Rules of Civil Procedure.

In compliance with Rule 55(a), FRCP., plaintiff's motion for entry of default against the above-named defendant is **GRANTED**. In accordance to Rule 55(c) for good cause shown, the court may set aside an entry of default.

Entered this 9th day of August, 2005.

THOMAS M. GOULD
Clerk of Court

By: Judy Pasley

Deputy Clerk



Notice of Distribution

This notice confirms a copy of the document docketed as number 8 in case 2:05-CV-02433 was distributed by fax, mail, or direct printing on August 9, 2005 to the parties listed.

Thomas F. Barnett
BAKER DONELSON BEARMAN CALDWELL & BERKOWITZ
165 Madison Ave.
Ste. 2000
Memphis, TN 38103

Honorable Jon McCalla
US DISTRICT COURT